



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q88235

Kazufumi YAZAKI, et al.

Appln. No.: 10/538,291

Group Art Unit: Not Yet Assigned

Confirmation No.: 9414

Examiner: Not Yet Assigned

Filed: June 10, 2005

For: METHOD FOR SELECTING ESCHERICHIA COLI STRAIN WHICH HIGHLY EXPRESSES EXOGENOUS GENES, ESCHERICHIA COLI MUTANT STRAINS SELECTED BY THIS METHOD AND PROCESS FOR PRODUCING ENZYMES AND COMPOUNDS USING THE SAME

**RESPONSE TO NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR
PATENT APPLICATION CONTAINING NUCLEOTIDE AND/OR
AMINO ACID SEQUENCE DISCLOSURES**

MAIL STOP MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is in response to the NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES, dated March 9, 2006, issued in the above-referenced patent application.

The Notification to Comply indicates that the present application fails to comply with the requirements of 37 C.F.R. §§1.821-1.825, and specifically that Applicants must provide: (1) a computer readable form of the Sequence Listing, and (2) a statement that the content of the sequence listing recorded in computer readable form is identical to the written, paper version of the sequence listing.

Response To Notification To Comply With Requirements
For Patent Application Containing Nucleotide And/Or
Amino Acid Sequence Disclosures
USSN 10/538,291

Accordingly, Applicants include herewith a paper copy of a Substitute Sequence Listing and a copy of the same in computer readable form, along with a Statement to Support Filing and Submission in Accordance with 37 C.F.R. §§1.821-1.825. A copy of the Notification to Comply is also submitted herewith.

Applicants respectfully request entry of the substitute Sequence Listing into the pending application.

Applicants assert that this Response to the Notification to Comply and the enclosures are being timely filed, and that the enclosures bring the present application in full compliance with the requirements of 37 C.F.R. §§1.821-1.825.

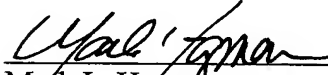
Respectfully submitted,

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WASHINGTON OFFICE

23373

CUSTOMER NUMBER



Mark L. Hayman
Registration No. 51,793

Date: April 4, 2006



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U.S. APPLICATION NUMBER NO. 10/538,291	FIRST NAMED APPLICANT Kazufumi Yazaki	ATTY. DOCKET NO. Q88235
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DOCKETED

MAR 21 2006

INTERNATIONAL APPLICATION NO. PCT/JP03/15882	
I.A. FILING DATE 12/11/2003	PRIORITY DATE 12/12/2002

CONFIRMATION NO. 9414
371 FORMALITIES LETTER

OC000000018180617

Date Mailed: 03/09/2006

**NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37. CFR 1.136(a).

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed

to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/538,291	PCT/JP03/15882	Q88235

FORM PCT/DO/EO/922 (371 Formalities Notice)